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UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NEW YORK

MICHAEL HALLMARK,

Plaintiff,

VS.

Case No. 11-CV-0842

COHEN & SLAMOWITZ, LLP. AND MIDLAND FUNDING, LLC D/B/A MIDLAND FUNDING OF DELAWARE

Defendants.

## STIPULATION SELECTING MEDIATOR

IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the Plaintiff and the Defendant that Hugh M. Russ, III, Esq. has been selected, contacted, and has agreed to serve as Mediator for this action.

IT IS FURTHER STIPULATED AND AGREED that counsel will participate in the mediation sessions in good faith, confer with the Mediator regarding the scheduling of conferences, and schedule the initial mediation session in a timely manner, bearing in mind the deadline for the completion of ADR set forth in the Court's Scheduling Order.

DATED: February 24, 2012 DATED: February 24, 2012

/s/ Seth J. Andrews \_\_\_\_\_

Seth J. Andrews, Esq.

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/s/ Thomas A. Leghorn

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DATED: February 24, 2012

/s/ Daniel R. Ryan

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